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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: **Brown et al.**

Serial No.: **10/042,077**

Filed: **January 8, 2002**

For: **Method, Apparatus and Program
to Prevent Computer Recognition of
Data**

§ Group Art Unit: **2191**

§

§ Examiner: **Thompson, James A.**

§

§ Attorney Docket No.: **AUS920010687US1**

§

Certificate of Mailing Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 12, 2006

By:

Louise Fay
Louise Fay

TRANSMITTAL DOCUMENT

Mailstop: Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ENCLOSED HEREWITH:

- Petition to Withdraw Holding of Abandonment;
- Affidavit from Monica Gamez, Legal Assistant;
- Case History Report;
- Copy of case file index; and
- Our return postcard.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Duke W. Yee

Duke W. Yee

Registration No. 34,285

YEE & ASSOCIATES, P.C.

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(972) 385-8777

ATTORNEY FOR APPLICANTS



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Group Art Unit: **2191**

Examiner: **Thompson, James A.**

Attorney Docket No.: **AUS920010687US1**

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P.O. Box 1450
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By: _____

Louise Fay
Louise Fay

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
OFFICE ACTION NOT RECEIVED**

I hereby petition to withdraw the holding of abandonment in this case, on the basis that the Office Action forming the basis of the abandonment was not received. I hereby state: (a) the Office Action indicated as mailed on March 24, 2006, was not received; and (b) a search of the file jacket and the docket records in my office indicates that this Office Action was not received. Further, I include a copy of the envelope indicating mail was returned to the USPTO as undelivered on April 4, 2006.

I attach a copy of the docket record where the non-received Office Action would have been entered had it been received and docketed. As additional evidence of non-receipt of the Office Action, I also attach a statement from Monica Gamez, the docketing administrator, who would have

docketed the Office Action had it been received.

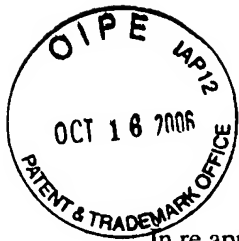
In consideration of these submissions, it is respectfully requested that the holding of abandonment be withdrawn, the Office Action as mailed on March 24, 2006, according to the USPTO Patent Application Information Retrieval system, be re-dated and mailed so that our office can respond in a timely manner.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D. Yee", is written over a horizontal line.

Duke W. Yee
Reg. No. 34,285
Yee & Associates, P.C.
P.O. Box 802333
Dallas, TX 75380
972/385-8777
Attorney for Applicants



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Brown et al.**

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§ Group Art Unit: **2191**

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§ Examiner: **Thompson, James A.**

§

§ Attorney Docket No.: **AUS920010687US1**

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§

§

AFFIDAVIT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Monica Gamez, being of sound mind and legal age, and fully aware of the punishable nature of making untrue statements as Affiant herein, do hereby attest to personal knowledge of the following:

I am employed by the law firm of Yee & Associates, P.C. (the "Firm"), as a Legal Assistant, in which capacity I personally receive all client related materials requiring further action and docketing on behalf of the Firm and IBM Corporation (the "Client").

On the mailing date of the Office Action in question, March 24, 2006, I was employed full time by the Firm and have no record of receipt of said Office Action. The Client received a telephone call from the Examiner inquiring of the status of the response to the March 24, 2006 office action. At that time, the Client immediately contacted us to inform us of this situation and to ask if we had received a copy of the Office Action. The Client notified us that they had not received the Office Action either. Upon checking the USPTO website, it was found that the Office

Action dated March 24, 2006 had been returned to the USPTO as "undelivered mail".

When an office action is received, I enter the office action on the Firm's master docket and also enter the office action on the Firm's internal docketing system which produces the Case History Report attached hereto. Receipt of the office action is neither indicated on the Case History Report nor on the case file index.

Sworn to and attested as follows at Dallas, Texas on Thursday, October 12, 2006:

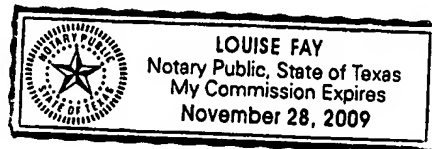
AFFIANT:

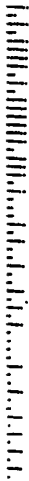
Monica Gamez
Monica Gamez

On this the 12th day of October, 2006, personally appeared before me Monica Gamez, to me known to be the person named in and who executed the above instrument, and acknowledged that she executed the same for the uses and purposes therein mentioned.

Louise Fay
Notary Public
My commission expires: Nov 28/09

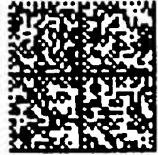
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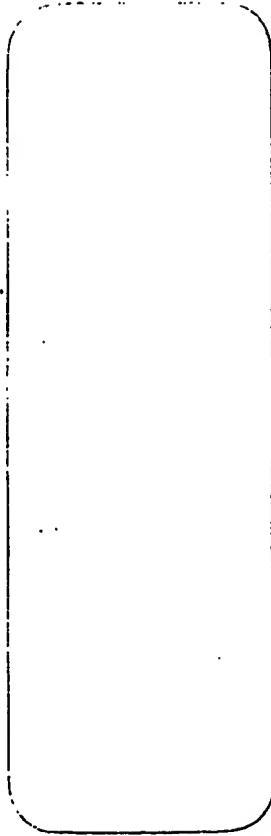
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U.S. Patent Case (Record Locked to allow your updates)

Record Other Screens Save Contact Forms Help

Case Management
Sr Atty: DWY Pri Atty: Admin: KDD ☐ EFS Filed

Case No: AU5920010687US1 Client ID: BIBM1 List

App Serial No: 10/042,077 Filing Date: 1/8/2002 Status: Pending

Title: Method, Apparatus, and Program to Prevent Computer Recognition of Data

Date Iss/Abn: Patent No: Patent Expiration Date:

Client Case: ☐ Exp Date Adjusted

Reminder List for this Case

Item	Who	Due Date

There are no Reminder Items for this Case

Priority Case: Priority Date: 12/29/2003 KDD



UNITED STATES PATENT AND TRADEMARK OFFICE

2625
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United States Patent and Trademark Office
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www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/042,077	01/08/2002	Michael Wayne Brown	AUS920010687US1	6551
35525 7590 03/24/2006				
IBM CORP (YA) C/O YEE & ASSOCIATES PC P.O. BOX 802333 DALLAS, TX 75380				
			EXAMINER THOMPSON, JAMES A	
			ART UNIT 2625	PAPER NUMBER

DATE MAILED: 03/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



IBM CORPORATION
AUS920010687US1

METHOD, APPARATUS, AND PROGRAM TO PREVENT COMPUTER
RECOGNITION OF DATA

- | | | |
|----|--------------------------------------|----------|
| 1. | PATENT APPLICATION | 01/08/02 |
| 2. | FILING RECEIPT | 01/08/02 |
| 3. | NOTICE OF RECORDATION | 01/08/02 |
| 4. | LETTER TO THE OFFICIAL DRAFTSMAN | 03/18/02 |
| 5. | NOTICE OF PUBLICATION OF APPLICATION | 07/10/03 |



This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click Start Download.

Available Documents

Mail Room Date	Document Description	Document Category	Page Count
06-14-2006	Notice of Change of Address placed in File Wrapper due to EBC Customer Number update	PROSECUTION	1
04-04-2006	Mail returned to USPTO as undelivered	PROSECUTION	14
03-24-2006	Non-Final Rejection	PROSECUTION	12
03-24-2006	List of references cited by examiner	PROSECUTION	1
03-24-2006	Bibliographic Data Sheet	PROSECUTION	1
03-24-2006	Index of Claims	PROSECUTION	1
03-24-2006	Search information including classification, databases and other search related notes	PROSECUTION	1
03-15-2006	Examiner's search strategy and results	PROSECUTION	2
12-16-2004	Notice of Change of Address placed in File Wrapper due to EBC Customer Number update	PROSECUTION	1
03-27-2002	Drawings	PROSECUTION	5
01-08-2002	Bibliographic Data Sheet	PROSECUTION	1
01-08-2002	Fee Worksheet (PTO-875)	PROSECUTION	1
01-08-2002	Fee Worksheet (PTO-875)	PROSECUTION	1
01-08-2002	Claims Worksheet (PTO-2022)	PROSECUTION	1
01-08-2002	Transmittal letter	PROSECUTION	1
01-08-2002	Authorization for Extension of Time all replies	PROSECUTION	1
01-08-2002	Specification	PROSECUTION	17
01-08-2002	Claims	PROSECUTION	4
01-08-2002	Abstract	PROSECUTION	1
01-08-2002	Drawings	PROSECUTION	5
01-08-2002	Oath or Declaration filed	PROSECUTION	3

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